

FISCAL NOTE

SB 2361 - HB 2973

February 21, 2004

SUMMARY OF BILL: Creates a Class A misdemeanor offense for violating an order of protection and requires any sentence imposed to be served day for day in continuous confinement without eligibility for work release of other programs. If the court sentences to probation then there would be a period of probation for two years. The bill sets out conditions that can be imposed in an ex parte order of protection. Currently violation of an order of protection is punishable as contempt of court, up to 10 days imprisonment and \$50 fine. A Class A misdemeanor is punishable by imprisonment up to 11 months and 29 days and/or of a fine up to \$2,500. Under current law the maximum period for probation for a Class A misdemeanor would be 11 months and 29 days.

ESTIMATED FISCAL IMPACT:

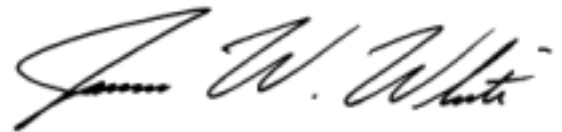
Increase Local Govt. Expenditures* - Exceeds \$1,000,000
Increase Local Govt. Revenues - Exceeds \$300,000

Estimate assumes a significant increase in the number of days of imprisonment and fines imposed and collected for this offense. Also, local governments would have a significant increase in expenditures for the extended period of supervised probation imposed.

**Article II, Section 24 of the Tennessee Constitution provides that: no law of general application shall impose increased expenditure requirements on cities or counties unless the General Assembly shall provide that the state share in the cost.*

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James W. White, Executive Director

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